



GENERAL ASSEMBLY

COMMONWEALTH OF KENTUCKY

2005 REGULAR SESSION

HOUSE BILL NO. 48

WEDNESDAY, FEBRUARY 16, 2005

The following bill was reported to the Senate from the House and ordered to be printed.

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DATE March 18, 2005
11:40am

TREY GRAYSON
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY R. Adler

AN ACT relating to the identification of certified volunteer firefighters.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

SECTION 1. A NEW SECTION OF KRS CHAPTER 95A IS CREATED TO
READ AS FOLLOWS:

(1) The Commission on Fire Protection Personnel Standards and Education shall implement a voluntary statewide certified volunteer firefighter identification program. The program shall issue a color photo nondriver's identification card to all certified volunteer firefighters. The purpose of this identification card shall be solely as proof of a volunteer firefighter's claim to be a certified volunteer firefighter.

(2) (a) Application for a certified volunteer firefighter identification card or renewal of the identification card shall be on forms provided by the commission and accompanied by a statement from the commission that the applicant is a certified volunteer firefighter.

(b) The card shall contain the certified volunteer firefighter's name, birth date, and address. The card shall not contain the certified volunteer firefighter's Social Security number.

(c) At the time of making the application for the identification card, the certified volunteer firefighter shall pay to the clerk a fee of nine dollars (\$9). The clerk shall distribute the fee as follows:

1. Three dollars (\$3) shall be forwarded to the Commission on Fire Protection Personnel Standards and Education to cover the commission's costs with regard to the issuance of the identification card;

2. Four dollars (\$4) shall be forwarded to the Transportation Cabinet to cover the cabinet's costs with regard to the issuance of the identification card; and

1 3. Two dollars (\$2) shall be forwarded to the Administrative Office of the
 2 Courts to be deposited in a trust and agency account for the circuit
 3 clerks and used for purposes of hiring additional deputy clerks and
 4 providing salary adjustments for deputy clerks.

5 (d) The card shall expire every year on the certified volunteer firefighter's
 6 birthday.

7 (3) The descriptive data and a photo image of the certified volunteer firefighter shall
 8 be stored in the Kentucky Driver's License Information System and may be
 9 retrieved and used by public agencies subject to the provisions of the Driver
 10 Privacy Protection Act, 18 U.S.C. sec. 2721, may be used by the Kentucky Missing
 11 Persons Clearinghouse, and may also be obtained and used by news-gathering
 12 organizations.

13 (4) The commission shall establish policies, procedures, and forms for both the
 14 application and the identification card by the promulgation of administrative
 15 regulations in accordance with the provisions of KRS Chapter 13A.

16 (5) The chief of the fire department shall be responsible for collecting identification
 17 cards from any volunteer member of the fire department or fire district who:

18 (a) Loses his or her certification as a firefighter;

19 (b) Is suspended from the fire department;

20 (c) Is no longer a member of the fire department; or

21 (d) Becomes an inactive member of the fire department.

22 (6) The provisions of KRS 186.412 or any other statute relating to motor vehicle
 23 operator's licenses and nondriver identification cards to the contrary
 24 notwithstanding, the Transportation Cabinet may include the information
 25 required by this section on a nondriver identification card issued pursuant to
 26 KRS 186.412, subject to the following provisions:

27 (a) The nondriver identification card issued to a volunteer firefighter pursuant

1 to this section shall constitute the certified volunteer firefighter
 2 identification card;

3 (b) The nondriver identification card issued to a volunteer firefighter shall be
 4 renewed annually as provided in this section;

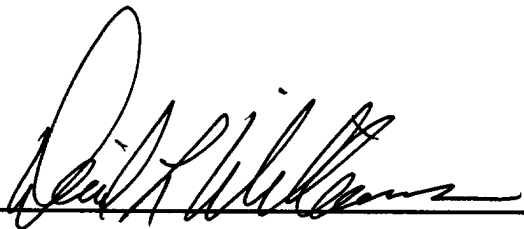
5 (c) A certified volunteer firefighter may hold a nondriver identification card
 6 certifying the holder as a certified volunteer firefighter and may hold a
 7 motor vehicle or motorcycle operator's license, or both, at the same time;
 8 and

9 (d) A certified volunteer firefighter may hold a nondriver identification card
 10 certifying the holder as a certified volunteer firefighter and may hold a
 11 commercial driver's license at the same time.


12 (7) The commission, the Administrative Office of the Courts, and the Transportation
 13 Cabinet shall cooperate to ensure the efficient functioning of the certified
 14 volunteer firefighter identification card program.



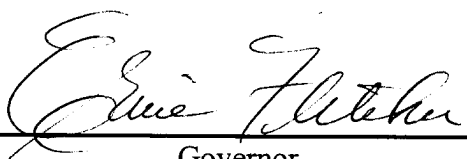
Speaker-House of Representatives



President of the Senate

Attest: 

Chief Clerk of House of Representatives

Approved 

Governor

Date 